

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

7 MICHAEL BRANNAN,)
8 Plaintiffs,)
9 vs.)
10 BANK OF AMERICA, *et al.*,)
11 Defendants.)
12)
Case No. 2:16-cv-01004-GMN-GWF
ORDER

This matter is before the Court on Defendant Bank of America's Motion to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#6), filed on May 18, 2016. Defendant argues that discovery in this matter should be stayed pending the resolution of its Motion to Dismiss (#4).

The meet and confer requirements in Federal Rule of Civil Procedure 26(c)(1) and Local Rule 26-7(c) require the moving party to confer or attempt to confer in person, or at least by telephone, with the opposing party in a good faith effort to resolve the discovery dispute. The moving party is also required to include a certification setting forth its efforts and the results of the meet-and-confer attempts. Fed. R. Civ. P. 26(c)(1); LR 26-7(c). Because Defendant's motion fails to show that it has complied with these requirements prior to filing the motion,

IT IS HEREBY ORDERED that Defendant's Motion to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#6) **denied**, without prejudice.

DATED this 20th day of May, 2016.

George Foley, Jr.
GEORGE FOLEY, JR.
United States Magistrate Judge